THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.18332 of 2006

Dated:04-09-2006

Between:

Velenina Ramaiah Petitioner

And

The District Collector, Nellore, Nellore District and others
Respondents

THE HONOURABLE SRI JUSTICE P.S.NARAYANA

W.P.No.18332 of 2006

ORDER:

1. Heard the counsel.

2. The writ petition is filed for a Writ of Mandamus declaring the action of the respondents to declare the fifth respondent as Sarpanch of Kantepalli Village, Venkatachalam (M), Nellore District amounts to erroneous, arbitrary and contrary to law and amounts to violation of Articles 14 and 21 of the Constitution of India besides being the provisions contemplated under A.P.Gram Panchayat Act and Representation of Peoples Act and consequently direct the respondents 1 to 4 herein not to permit the fifth respondent to assume the charge as Sarpanch of the said village and pass such other suitable orders.

3. The main ground raised is that the petitioner raised objections relating to the disqualification of fifth respondent. Several other factual details also had been narrated in the affidavit filed in support of the writ petition. It is needless to say that the petitioner is having a remedy by way of election petition. Liberty is given to the petitioner to approach an appropriate Election Tribunal

4. The writ petition is disposed of accordingly. No order as to costs.

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04-09-2006

Stp